



James K. Smith
Executive Director-
Federal Regulatory

SBC Services, Inc.
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July 19, 2005

VIA ELECTRONIC SUBMISSION

Ms. Marlene H. Dortch
Secretary
Office of the Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: Notice of Ex Parte Statement
WC Docket No. 04-36

Dear Ms. Dortch:

The attached letter is being submitted for inclusion in the record of the above captioned proceeding. It was originally filed in electronic form and through a clerical error was not filed electronically with the Office of the Secretary at the same time.

Pursuant to Section 1.1206 of the Commission's Rules, this letter is being electronically filed with the Commission.

Please contact the undersigned at (202) 326-8883 should you have any questions.

Sincerely,

/s/ James K. Smith

Attachment



Glen Sirles
Vice President & General Manager
Local Interconnection Services

SBC Operations, Inc.
One Bell Plaza, Room 3621
208 S. Akard
Dallas, TX 75202-5398
Phone 214-858-0700
Fax 214-464-2705

July 13, 2005

Via Electronic Mail and Overnight Delivery

Mr. Ed Mulligan
Vonage Holdings Corp.
2147 Route 27
Edison, NJ 08817

Re: E911 and Voice over Internet Protocol (VOIP)

Dear Ed:

Jeffrey Citron's July 1, 2005 letter to Ed Whitacre has been forwarded to me. Since Mr. Citron's letter directs SBC to you as Vonage's point of contact for E911 issues and you and I have been in contact for several weeks now, I am writing to you directly in response.

SBC acknowledges and supports Vonage's desire to connect to the E911 selective routers and the Public Safety Answering Points (PSAPs) those routers serve. SBC also is aware of Vonage's need to establish such E911 connectivity in accordance with the FCC's VOIP E911 order (FCC 05-116). As you know, SBC has been meeting on a regular basis with Vonage to develop E911 test-call flows and develop the terms for the E911 connectivity necessary to comply with the order.

Based on the substantial progress we have made in these meetings, it appears we are close to finalizing the last of the terms necessary to complete an agreement between our companies. I believe the agreement, once completed, together with the previously agreed upon documents governing the test-call trial, address the elements that Mr. Citron outlined in his letter. Specifically, the agreement will address connectivity to the selective routers, necessary pseudo-ANIs, a process for placing the trunk orders, and agreed-upon pricing.

One condition precedent to full implementation remains to be satisfied, however, and that item is solely Vonage's responsibility. As you are aware, Vonage will need to gain approval from the PSAPs served by the E911 selective routers for Vonage's proposed E911 call delivery, just as all other voice service providers -- ILECs, CLECs, wireless carriers and VoIP providers -- must obtain PSAP approvals prior to sending E911 calls to PSAPs. While SBC has been attempting to facilitate Vonage's discussions with the PSAPs for purposes of the test-call trial, SBC does not have the duty or the obligation to negotiate with the PSAPs on Vonage's behalf. The PSAPs, and only the PSAPs, have the final say as to the method and manner in which they will receive E911 calls and call-related information from voice services providers. Thus, SBC encourages Vonage to expeditiously obtain the requisite PSAP approvals and to notify SBC once those approvals have been obtained.

Once the agreement is finalized, SBC stands ready to promptly implement the network interconnections between Vonage and the PSAPs in our region and to participate in the test-call trials as outlined or required by the test plans. As discussed, following successful conclusion of the trials and authorization to SBC by the PSAPs, the network can be activated.

Very truly yours,



Glen Sirles
Vice President & General Manager-
Local Interconnection Services

cc: Via Regular or Electronic Mail

Jeffrey Citron, CEO, Vonage Holdings Corp.
Ed Whitacre, Chairman & CEO, SBC
Kevin J. Martin, Chairman, FCC
Kathleen Q. Abernathy, FCC Commissioner
Michael J. Copps, FCC Commissioner
Jonathan S. Adelstein, FCC Commissioner
Michelle Carey (FCC)
Russell Hanser (FCC)
Jessica Rosenworcel (FCC)
Barry Ohlson (FCC)
Scott Bergmann (FCC)
Thomas Navin (FCC)
Julie Veach (FCC)
Christi Shewman (FCC)

cc: Via Electronic Mail

John Cummings
(john.cummings@vonage.com)

Michael Doherty
(michael.doherty@vonage.com)